IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA

| INGERSOLL-RAND COMPANY |) |
|---------------------------|-----------------------------------|
| & SUBSIDIARIES, |) |
| |) CASE NO. 3:16-CV-289 |
| Plaintiff, |) |
| |) (Senior Judge Graham C. Mullen) |
| v. |) |
| |) |
| UNITED STATES OF AMERICA, |) |
| |) |
| Defendant. |) |

STIPULATION OF VOLUNTARY DISMISSAL OF ACTION WITH PREJUDICE

Plaintiff Ingersoll-Rand Company & Subsidiaries and Defendant the United States of America (collectively, the "Parties") have reached a settlement resolving all claims at issue in the present litigation. Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Ingersoll-Rand Company & Subsidiaries and Defendant the United States of America, constituting all the parties in the above-captioned matter, hereby jointly stipulate that the above-captioned matter is dismissed with prejudice, and with each party to bear its own costs, expenses, and attorney's fees, and waiving all rights of appeal.

Dated: March 3, 2021 Respectfully Submitted,

ALSTON & BIRD, LLP

/s/ Laura L. Gavioli

Laura L. Gavioli 90 Park Avenue New York, NY 10016 Tel: (212) 210-9432

Email: <u>laura.gavioli@alston.com</u>

W. Curtis Elliott, Jr. CULP ELLIOTT & CARPENTER, PLLC 4401 Barclay Downs Drive, Suite 200 Charlotte, NC 28209 Tel: (704) 372-6322

Email: wce@ceclaw.com
Attorneys for Plaintiff

DAVID A. HUBBERT Acting Assistant Attorney General,

Tax Division

s/ Cory A. Johnson
CORY A. JOHNSON
Senior Litigation Counsel
NISHANT KUMAR
Trial Attorney
Department of Justice, Tax Division
P.O. Box 227
Washington, D.C. 20044

Tel: (202) 307-3046 (Johnson) Tel: (202) 514-6056 (Kumar) Facsimile: (202) 514-9440

Email: <u>Cory.a.johnson@usdoj.gov</u> Email: <u>Nishant.kumar@usdoj.gov</u> Attorneys for the United States

CERTIFICATE OF SERVICE

I hereby certify that, on March 3, 2021, the foregoing pleading was filed with the Court's ECF system, which constitutes proof of service to all counsel of record.

/s/ Laura L. Gavioli

Laura L. Gavioli